



Order Filed on May 9, 2024  
by Clerk  
U.S. Bankruptcy Court  
District of New Jersey

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UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY

In re:

James Agee, Jr.

Debtor(s)

Chapter 13

Case No. 20-23915-MBK

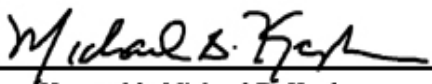
Hearing Date:

Judge: Kaplan

**CONSENT ORDER REGARDING CLAIM OF INTERNAL REVENUE SERVICE**  
**(CLAIM 13-1)**

The relief set forth on the following pages, number two (2) through three (3) is  
hereby ORDERED.

**DATED: May 9, 2024**

  
Honorable Michael B. Kaplan  
United States Bankruptcy Judge

Debtor: James Agee, Jr.

Case No. 20-23915-MBK

Caption of Order: Consent Order Regarding Claim of Internal Revenue Service (Claim 13-1)

THIS MATTER having come before the Court by way of the Debtor's Chapter 13 Plan filed on December 28, 2020 (Docket No. 2) (the "Plan"); Justin M. Gillman, Esq. of Gillman, Bruton & Capone, LLC, appearing for the Debtor; and the Internal Revenue Service having filed a proof of claim in this case, Eamonn O'Hagan, Esq., U.S. Attorney's Office, appearing for the Internal Revenue Service; and the parties having subsequently resolved their disputes; and the Court noting the consent of the parties to the form, substance and entry of the within Order; and for other and good cause shown;

WHEREAS the Plan provided for the Internal Revenue Service ("IRS") to be paid an unsecured priority claim pursuant to 11 U.S.C. §507(a)(8) in the amount of \$12,779.00;

AND WHEREAS the Plan was confirmed by the Court by Order entered on June 29, 2021 (Docket No. 18);

AND WHEREAS on June 13, 2022, the Internal Revenue Service ("IRS") having filed a Proof of Claim (Claim 13-1) in the total amount of \$15,117.27 which includes an unsecured priority claim pursuant to 11 U.S.C. §507(a)(8) in the amount of \$12,785.27 ("IRS Priority Claim") and a general unsecured claim in the amount of \$2,332.00 (the "IRS Unsecured Claim")

IT IS ORDERED as follows:

1. The IRS Priority Claim in the amount of \$12,785.27 is allowed to be paid through the Chapter 13 Plan. The Standing Chapter 13 Trustee in this case is authorized to make distributions on the IRS Priority Claim.

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Caption of Order: Consent Order Regarding Claim of Internal Revenue Service (Claim 13-1)

2. The IRS Unsecured Claim in the amount of \$2,332.00 is allowed to be paid through the Chapter 13 Plan *pro rata* with all other allowed general unsecured claims. The Standing Chapter 13 Trustee in this case is authorized to make distributions on the IRS Unsecured Claim in accordance with the Order Confirming Plan.

**STIPULATED AND AGREED:**

/s/ Eamonn O'Hagan

Eamonn O'Hagan, Esq.

U.S. Attorney's Office

District of New Jersey

970 Broad Street

Newark, New Jersey 07102

(973) 645-2874 (office)

Counsel for Internal Revenue Service

/s/ Justin M. Gillman, Esq.

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Counsel for the Debtor

In re:  
James Agee, Jr.  
Debtor

Case No. 20-23915-MBK  
Chapter 13

## CERTIFICATE OF NOTICE

District/off: 0312-3  
Date Rcvd: May 09, 2024

User: admin  
Form ID: pdf903

Page 1 of 1  
Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on May 11, 2024:

Recip ID	Recipient Name and Address
db	+ James Agee, Jr., 1013 Pitt Street, South Plainfield, NJ 07080-2745

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

## BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

## NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: May 11, 2024

Signature: /s/Gustava Winters

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on May 9, 2024 at the address(es) listed below:

Name	Email Address
Albert Russo	on behalf of Trustee Albert Russo docs@russotrustee.com
Albert Russo	docs@russotrustee.com
Denise E. Carlon	on behalf of Creditor PNC BANK NATIONAL ASSOCIATION dcarlon@kmlawgroup.com, bkgroup@kmlawgroup.com
Justin M Gillman	on behalf of Debtor James Agee Jr. ecf@gbclawgroup.com, GillmanBrutonCaponeLLC@jubilee bk.net,e4eaf5f23@maildrop.clio.com;jgillman@ecf.courtdrive.com
U.S. Trustee	USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 5